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PATENT
Attorney Docket No. 6969.0028

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



In re Application of:

Jennifer D. TOUSIGNANT et al.

Serial No.: 09/335,689

Group Art Unit: 1632

Filed: June 18, 1999

Examiner: R. Schnizer

For: CATIONIC AMPHIPHILIC)
MICELLAR COMPLEXES)

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

ELECTION/RESTRICTION REQUIREMENT

In an election/restriction requirement dated April 20, 2000, the Examiner required, under
35 U.S.C. § 121, election of one of the following disclosed species of targeting peptides:

linear and cyclical RGD sequences;

UDP/UTP;

lactose;

lectins;

penetratin;

LDL targeting agents;

mannose-6-phosphate;

HAV peptides;

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CNP-22 peptides; and
airway-specific antibodies.

The Examiner has interpreted linear and cyclical RGD sequences as a single species.

Applicants hereby elect with traverse, **linear and cyclical RGD sequences**.

Applicants respectfully traverse the Examiner's restriction. The Examiner has not established that examining all of the disclosed species of the present invention would be a burden upon the PTO. See M.P.E.P. § 808.02. The claims recite nine species for examination and the Examiner has not shown or even alleged that examining all of the disclosed species would be a serious burden.

In view of the foregoing remarks, Applicants respectfully request the reconsideration and reexamination of this application and the timely allowance of the pending claims.

Please grant any extensions of time required to enter this response and charge any additional required fees to our deposit account 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Date: May 22, 2000

By: 

Sanya Sukduang
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